

## Message Text

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ACTION ARA-14

INFO OCT-01 ISO-00 HA-05 SSO-00 NSCE-00 USIE-00 INRE-00  
CIAE-00 DODE-00 PM-05 H-01 INR-07 L-03 NSAE-00  
PA-01 PRS-01 SP-02 SS-15 AID-05 /060 W  
-----087924 202025Z /43

O 201936Z JAN 78  
FM AMEMBASSY BRASILIA  
TO SECSTATE WASHDC IMMEDIATE 5720

C O N F I D E N T I A L BRASILIA 0529

E.O. 11652: GDS  
TAGS: MASS, MOPS, SHUM, BR  
SUBJ: HUMAN RIGHTS REPORT ON BRAZIL

REF: A) STATE 288192; B) 77 BRASILIA 10185

1. REFTEL A ADVISED THAT DEPARTMENT DOES NOT INTEND TO SUBMIT A SECTION 520(B) HUMAN RIGHTS REPORT FOR BRAZIL IN FY79 SECURITY ASSISTANCE CPD AND REQUESTED EMBASSY INFORM GOB OF CONSEQUENCES. THIS WAS DONE ORALLY AS REPORTED IN REFTEL B. FOREIGN MINISTRY SUBSEQUENTLY REQUESTED WRITTEN CONFIRMATION OF INFORMATION, AND EMBASSY REQUESTED DEPARTMENT'S APPROVAL OF DRAFT AIDE-MEMOIRE.

2. REFTEL A ALSO NOTED, HOWEVER, THAT QUESTION OF WHETHER HUMAN RIGHTS REPORTS ARE TO BE SUBMITTED TO THE CONGRESS ON COUNTRIES IN WHICH THERE ARE ONLY OPIC PROGRAMS WAS STILL UNDER CONSIDERATION.

3. EMBASSY HAS SINCE SENT THREE FOLLOW-UP MESSAGES TO REFTEL B AND HAS NOT YET RECEIVED REPLY TO ITS REQUEST FOR AUTHORIZATION TO DELIVER AIDE-MEMOIRE. WE ASSUME ONE REASON FOR DEPARTMENT'S SILENCE IS THAT DECISION ON OPIC ISSUE IS STILL PENDING. IF THIS IS THE CASE, WE WOULD APPRECIATE BEING ADVISED ACCORDINGLY.

4. IF DECISION IS REACHED THAT CONTINUING BRAZILIAN ELIGIBILITY  
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FOR OPIC PROGRAM WILL REQUIRE HUMAN RIGHTS REPORT, WE BELIEVE WE SHOULD INFORM GOB OF THIS REQUIREMENT AS WE DID IN 1976 IN CASE OF SECURITY ASSISTANCE, AND THUS GIVE GOB OPTION OF DECLINING FURTHER OPIC PARTICIPATION. WE TRUST THE DEPARTMENT WOULD AGREE THAT A REPETITION OF LAST YEAR'S EVENTS FLOWING FROM OUR DELIVERY TO FOREIGN MINISTRY OF A COURTESY COPY OF SECTION 502(B) REPORT IS BOTH UNDESIRABLE AND COULD WELL ARREST THE IMPROVEMENT IN THE TONE

OF OUR RELATIONS THAT HAS BEEN TAKING PLACE OVER PAST FEW MONTHS (BRASILIA 10187). WE BELIEVE IT WOULD BE PARTICULARLY UNDESIRABLE IF GOB WERE TO BECOME AWARE OF THIS REQUIREMENT CLOSE TO PRESIDENT CARTER'S VISIT IN MARCH. WE HAVE EVERY REASON TO BELIEVE THAT THE GOB WOULD IMMEDIATELY RENOUNCE BILATERAL AGREEMENT ON INVESTMENT GUARANTEES WHICH IS LEGAL BASIS FOR OPIC PROGRAM WITH BRAZIL, UPON LEARNING THAT ITS CONTINUED PARTICIPATION WAS CONTINGENT UPON SUBMISSION OF A HUMAN RIGHTS REPORT. NOT TO DO SO WOULD BE INCONSISTENT WITH FIRM STAND TAKEN LAST MARCH AND RECENTLY REITERATED. JUST BEFORE LEAVING MEXICO ON JANUARY 18, PRESIDENT GEISEL TOLD A PRESS CONFERENCE, IN RESPONSE TO A QUESTION ON BRAZIL'S HUMAN RIGHTS STANCE, THAT "...EACH COUNTRY MUST DEAL WITH ITS OWN HUMAN RIGHTS PROBLEM AND THE INTERFERENCE OF THIRD COUNTRIES IN THE INTERNAL ECONOMIES OF EACH COUNTRY CANNOT BE JUSTIFIED." THE CLOSER TO PRESIDENT CARTER'S VISIT THIS RENUNCIATION WERE TO OCCUR, WITH ATTENDANT FULL PUBLICITY, THE GREATER THE DAMAGE TO THE ATMOSPHERE OF THE VISIT AND TO OUR OVERALL RELATIONS.

5. ACTION REQUESTED. WE THEREFORE RECOMMEND THAT DEPARTMENT INFORM US OF THE OPIC DECISION AS FAR IN ADVANCE OF ITS BECOMING PUBLIC AS FEASIBLE, AND AUTHORIZE US TO INFORM THE GOB OF THIS DECISION IMMEDIATELY SO THAT IT MAY EXERCISE ITS OPTIONS IN THE MATTER AS MUCH BEFORE THE PRESIDENT'S VISIT AS POSSIBLE.

JOHNSON

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## Message Attributes

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**Capture Date:** 01 jan 1994  
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**Concepts:** HUMAN RIGHTS  
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**Disposition Date:** 20 Mar 2014  
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